

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|-------------|-------------------------------------|---|--------------------------|
| Applicants: | Amar Lulla, <i>et al.</i> | § | |
| | | § | Group Art Unit: 4173 |
| Serial No.: | 10/576,908 | § | |
| | | § | Examiner: Purdy, Kyle A. |
| Filed: | December 18, 2006 | § | |
| | | § | Confirmation No.: 9899 |
| For: | TRANSDERMAL PHARMACEUTICAL SPRAY | § | |
| | FORMULATIONS COMPRISING A VP/VA | § | |
| | COPOLYMER AND A NON-AQUEOUS VEHICLE | § | |

Mail Stop: Amendment
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF EFS-WEB FILING

Pursuant to 37 C.F.R. §1.8, I hereby certify that this correspondence is being electronically submitted to the U.S. Patent and Trademark Office website, www.uspto.gov, on 2/8/2008.

Edith Shek
Edith Shek

RESPONSE TO
OFFICE COMMUNICATION DATED JANUARY 9, 2008

Sir:

In response to the Office Communication dated January 9, 2008, with respect to the above identified application, Applicants elect Group I, claims 1-17, drawn to a transdermal spray formulation comprising a pharmaceutically active agent, VP/VA copolymer, a non-aqueous solvent and an optional penetration enhancer, without traverse. Further, Applicants elect Species A, claims 10-15, drawn to a physiologically active agent (e.g., anti-inflammatory agent, estradiol, testosterone, etc.), without traverse.

CONCLUSION

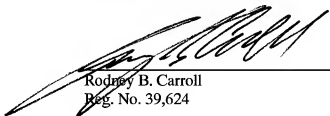
Applicants respectfully look forward to the Examiner's substantive action on these claims. If the Examiner believes it would assist in expediting the application, Applicants welcome a telephone conference with the Examiner to improve understanding of and resolve any questions or issues of the Examiner.

The Commissioner is hereby authorized to charge any fee connected with this communication to Deposit Account No. 50-1515, Conley Rose, P.C.

Respectfully submitted,

Date: 2-8-08

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